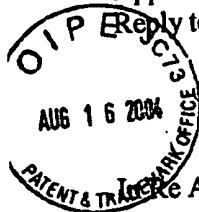


Reply to Office Action of April 15, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor Application:

L. Blake Whitley

Serial No.

10/624,336

Art Unit:

3634

Examiner:

Bruce A. Lev

Filed:

July 22, 2003

For:

METHOD OF ASSEMBLY OF AN UPWARD ACTING
SECTIONAL DOOR

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, dated Aug 12, 2004.

Signature

Anne Ziegler

Typed or printed name of person signing certificate

AMENDMENT AND RESPONSE TO FIRST OFFICE ACTION

Sir:

Applicant submits this Response to the Office Action mailed April 15, 2004 and due for response on July 15, 2004. Applicant hereby submits a Request for a One-month Extension of Time to Respond and the fee in the amount of \$110.00. Applicant submits a fee in the amount of \$220.00 for two Terminal Disclaimers filed herewith and a fee of \$172.00 for two additional independent claims. A check for \$502.00 to cover the above-referenced fees is enclosed herewith. Applicant respectfully requests reconsideration for allowance of the claims pending in this Application per this Amendment in light of the following:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the Listing of Claims beginning on page 3

of this paper.

Remarks/Arguments begin on page 9 of this paper.

5/16/2004 JADD01 00000100 10624336

2 FC:1201

172.00 OP

Adjustment date: 12/02/2004 SDIRETA1
09/08/2004 LLITTLE 00000001 070153 10624336
01 FC:1201 172.00 CR

BEST AVAILABLE COPY

Appl. Ser. No. : 10/624,336
Confirmation No. 8090
Applicant : L. Blake Whitley
Filed : 8/15/04
TC/A.U. : 3634
Examiner : Bruce Allen Lev
Docket No. : 125426-1085

Commissioner for Patents
Attn: Refund Dept.
P.O. Box 1450
Alexandria, VA 22313-1450

<p>CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR 1.6d)</p> <p>I heraby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited BY FACSIMILE transmission on the date shown below to Commissioner for Patents, ATTN: REFUND DEPT., P.O. Box 1450, Alexandria, VA 22313-1450 at 703-308-5077.</p> <p><i>Anne Ziegler</i> _____ Anne Ziegler _____ Oct. 12, 2004 _____ Date</p>

REQUEST FOR REFUND TO DEPOSIT ACCOUNT

Sir:

This is a request for a refund of \$172.00 be credited to Deposit Account 07-0153 for the above-identified patent application.

On August 16, 2004, a Request For a One Month Extension of Time, a Terminal Disclaimer to Obviate a Double Patenting Rejection (Patent No. 6,328,091), a Terminal Disclaimer to Obviate a Double Patenting Rejection (Patent No. 6,626,226), and an Amendment and Response to an Office Action were filed in the U.S. Patent and Trademark Office for the above-identified patent application. A check drawn on an account of Gardere Wynne Sewell, LLP (Check No. 406717) in the amount of \$502.00 was enclosed to

BEST AVAILABLE COPY

cover the following fees: \$110.00 for the one month extension of time fee; \$172.00 for excess claims fee; \$110.00 for the terminal disclaimer re Patent No. 6,328,091; and \$110.00 for the terminal disclaimer re Patent No. 6,626,226, for a total amount of \$502.00.

On August 16, 2004 our Check No. 406717 was endorsed by the Patent and Trademark Office. A copy of both sides of Check No. 406717 is attached showing such endorsement.

On September 8, 2004 the Patent and Trademark Office charged deposit account 07-0153 in the amount of \$172.00 for this matter with respect to the excess claims fee, which fee was included in Check No. 406717. A refund of \$172.00, to be credited to Deposit Account No. 07-0153 is requested.

Respectfully submitted,

Date: 10/12/04

Michael E. Martin
Michael E. Martin
Registration No. 24,821
Agent for Applicant(s)

Gardere Wynne Sewell LLP
1601 Elm Street, Suite 3000
Dallas, Texas 75201-4761
Phone (214) 999-3000
Fax (214) 999-3623

DALLAS 1456407v1

OCT-12-04 10:08 From:GARDERE

+2149994908

T-443 P.03/04 Job-523

BEST AVAILABLE COPY.

GARDERE WYNNE SEWELL LLP
1601 ELM STREET, SUITE 3000
DALLAS, TEXAS 75201-4761
(214) 999-3000

Bank of America, N.A.
Wichita Falls, Texas

REMITTANCE ADVICE
BY ENDORSEMENT THIS CHECK IS
ACCEPTED IN FULL PAYMENT OF THE
ACCOUNT SHOWN BELOW.

DATE 08-12-04

406717

PAY FIVE HUNDRED TWO AND 00/100 DOLLARS

\$*****502.00

TO
THE
ORDER
OF

Director of the U.S. Patent and Trademark Office



TWO SIGNATURES REQUIRED FOR AMOUNTS OVER \$10,000
VOID IF NOT CASHED WITHIN 90 DAYS.

THIS CHECK CONTAINS A VOID FEATURE, MICRO-PRINTED SIGNATURE LINES, AND AN ARTIFICIAL WATERMARK ON BACK. HOLD UNDER BLACKLIGHT TO VERIFY AUTHENTICITY

⑈406717⑈ ⑆111901302⑆ 000188809378⑈

⑈0000050200⑈

T-443 P.04/04 Job-523

पुनर्परीक्षा

BANK OF AMERICA NA, INC.
111000025 BRIDGE ST. 002
02/19/84
0230739896 0913998125

7 9 5 6 6 5 1 0 5

[illegible]